

TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA[751]

CHAPTER 1			
DESCRIPTION OF ORGANIZATION			
1.1(17A,8D)	Purpose	3.5(17A)	Inquiries
1.2(17A,8D)	Organization	3.6(17A)	Service and filing of petitions and other papers
1.3(17A,8D)	Advisory committees	3.7(17A)	Consideration
1.4(17A,8D)	Education telecommunications council	3.8(17A)	Action on petition
1.5(17A,8D)	Administrative elements of the commission	3.9(17A)	Refusal to issue order
1.6(17A,8D)	Location of offices	3.10(17A)	Contents of declaratory order—effective date
1.7(8D)	Business hours	3.11(17A)	Copies of orders
		3.12(17A)	Effect of a declaratory order
CHAPTER 2		CHAPTER 4	
PUBLIC RECORDS AND FAIR INFORMATION PRACTICES		CONTESTED CASES	
2.1(17A,22)	Purpose and scope	4.1(17A)	Scope and applicability
2.2(17A,22)	Definitions	4.2(17A)	Definitions
2.3(17A,22)	Requests for access to records	4.3(17A)	Time requirements
2.4(17A,22)	Access to confidential records	4.4(17A)	Requests for contested case proceeding
2.5(17A,22)	Requests for treatment of a record as a confidential record and its withholding from examination	4.5(17A)	Notice of hearing
2.6(17A,22)	Procedure by which additions, dissents or objections may be entered into certain records	4.6(17A)	Presiding officer
2.7(17A,22)	Consent to disclosure by the subject of a confidential record	4.7(17A)	Waiver of procedures
2.8(17A,22)	Notice to suppliers of information	4.8(17A)	Telephone or network proceedings
2.9(17A,22)	Disclosures without the consent of the subject	4.9(17A)	Disqualification
2.10(17A,22)	Routine use	4.10(17A)	Consolidation—severance
2.11(17A,22)	Consensual disclosure of confidential records	4.11(17A)	Pleadings
2.12(17A,22)	Release to subject	4.12(17A)	Service and filing of pleadings and other papers
2.13(17A,22)	Availability of records	4.13(17A)	Discovery
2.14(17A,22)	Personally identifiable information	4.14(17A)	Subpoenas
2.15(17A,22)	Other groups of records	4.15(17A)	Motions
CHAPTER 3		4.16(17A)	Prehearing conference
DECLARATORY ORDERS		4.17(17A)	Continuances
3.1(17A)	Petition for declaratory order	4.18(17A)	Withdrawals
3.2(17A)	Notice of petition	4.19(17A)	Intervention
3.3(17A)	Intervention	4.20(17A)	Hearing procedures
3.4(17A)	Briefs	4.21(17A)	Evidence
		4.22(17A)	Default
		4.23(17A)	Ex parte communication
		4.24(17A)	Recording costs
		4.25(17A)	Interlocutory appeals
		4.26(17A)	Posthearing procedures and orders
		4.27(17A)	Appeals and review
		4.28(17A)	Applications for rehearing
		4.29(17A)	Stays of commission actions
		4.30(17A)	No factual dispute contested cases
		4.31(17A)	Emergency adjudicative proceedings
		4.32(17A,8D)	Informal procedure prior to hearing

CHAPTER 5 PURCHASING

- 5.1(8D) Applicability of competitive bidding
- 5.2(8D) Methods of obtaining bids or proposals used by the commission
- 5.3(8D) Items purchased through the department of administrative services
- 5.4(8D) Notice of bids or requests
- 5.5(8D) Contract purchases
- 5.6(8D) Blanket purchase agreements
- 5.7(8D) Prospective vendor selection
- 5.8(8D) Bids and proposals to conform with specifications
- 5.9(8D) Time of delivery
- 5.10(8D) Cash discounts
- 5.11(8D) Tie bids
- 5.12(8D) Time of submission
- 5.13(8D) Modification or withdrawal of bids or proposals
- 5.14(8D) Financial security
- 5.15(8D) Rejection of bids and proposals
- 5.16(8D) Background and informational statements
- 5.17(8D) Vendor appeals
- 5.18(8D) Procedures for vendor appeal
- 5.19(8D) Review of proposed decision
- 5.20(8D) Purchasing cooperative or consortium

CHAPTER 6 Reserved

CHAPTER 7 AUTHORIZED USE AND USERS

- 7.1(8D) Definitions
- 7.2(8D) Internet access provided by the network
- 7.3 Reserved
- 7.4(8D) Authorized facility connectivity
- 7.5(8D) Use or access to all services
- 7.6(8D) Use or access to voice and data services

- 7.7(8D) Use or access to full motion interactive video services—prerequisites
- 7.8(8D) Use or access for home-schooled students with dual enrollment
- 7.9(8D) Use or access for U.S. Post Office employees
- 7.10(8D) Use or access by shared data network users
- 7.11(8D) Use or access to telemedicine users

CHAPTER 8 SCHEDULING DISPUTES

- 8.1(8D) Definitions
- 8.2(8D) Role of education telecommunications council
- 8.3(8D) Role of administrative telecommunications advisory council
- 8.4(8D) Factors for decision maker
- 8.5(8D) Summary determination for decision maker
- 8.6(8D) Decision by decision maker
- 8.7(8D) Notice of appeal
- 8.8(8D) Documents supporting appeal
- 8.9(8D) Decision of commission
- 8.10(8D) Final agency action

CHAPTER 9 REQUESTS FOR WAIVER OF NETWORK USE BY CERTIFIED USERS

- 9.1(8D) Request for waiver
- 9.2(8D) Request for proposal, direct negotiation
- 9.3(8D) Contents for waiver petition
- 9.4(8D) Waiver investigation, limited discovery
- 9.5(8D) Notice of hearing and discovery
- 9.6(8D) Hearing
- 9.7(8D) Evaluation criteria
- 9.8(8D) Voluntary decertification

CHAPTER 10 USE OF THE NETWORK—NOT A VESTED RIGHT AND WRITTEN WARNING, SUSPENSION, PROBATION, DECERTIFICATION, AND REVOCATION OF USE OF THE NETWORK

- 10.1(8D) Authorized use not a vested right

- 10.2(8D) Written warning, suspension, probation or revocation of authorization to use the network
- 10.3(17A,8D) Notice of the violation
- 10.4(17A,8D) Effective date and length of suspension, probation or revocation
- 10.5(17A,8D) Methods of service
- 10.6(17A,8D) Decertification

CHAPTER 11

ASSET ALLOCATION AND OWNERSHIP

- 11.1(8D) Ownership of the Part I and Part II equipment
- 11.2(8D) Access defined
- 11.3(8D) Access to fiberoptic termination site room
- 11.4(8D) Access to fiberoptic termination site room for Part III
- 11.5(8D) Authorized connections to the network
- 11.6(8D) Power source to the fiberoptic termination site room

CHAPTER 12

RATES AND RATE DISPUTES

- 12.1(8D) Purpose
- 12.2(8D) Definitions
- 12.3(8D) Notice of rates
- 12.4(8D) Rates for educational users
- 12.5(8D) Rates for telemedicine and the federal government
- 12.6(8D) Rate dispute resolution

CHAPTER 13

SITE CHARGES AND OTHER FEES

- 13.1(8D) Site charges
- 13.2(8D) Other fees

CHAPTER 14

ACCESS TO FACILITIES

- 14.1(8D) Access policy
- 14.2(8D) Use of a video classroom
- 14.3(8D) Hours of operation
- 14.4(8D) Charges and financial responsibility
- 14.5(8D) Accommodations for the disabled
- 14.6(8D) No smoking policy
- 14.7(8D) No endorsement
- 14.8(8D) Copyrighted material

CHAPTER 15

ADVISORY COUNCILS, COMMITTEES AND GROUPS

- 15.1(8D) Meetings for advisory councils, committees and groups
- 15.2(8D) Attendance by members
- 15.3(8D) Duties of advisory councils, committees and groups
- 15.4(8D) Additional duties of education telecommunications council
- 15.5(8D) Additional duties of regional educational telecommunications council

CHAPTER 16

UNIFORM WAIVER AND VARIANCE RULES

- 16.1(17A,ExecOrd11) Applicability
- 16.2(17A,ExecOrd11) Commission discretion
- 16.3(17A,ExecOrd11) Requester's responsibilities in filing a waiver or variance petition
- 16.4(17A,ExecOrd11) Notice
- 16.5(17A,ExecOrd11) Commission responsibilities regarding petition for waiver or variance
- 16.6(17A,ExecOrd11) Public availability
- 16.7(17A,ExecOrd11) Voiding or cancellation
- 16.8(17A,ExecOrd11) Violations
- 16.9(17A,ExecOrd11) Defense
- 16.10(17A,ExecOrd11) Appeals
- 16.11(17A,ExecOrd11) Summary reports

CHAPTER 17

MISCELLANEOUS

- 17.1(8D) Content of transmissions
- 17.2(8D) Areas of responsibility for the commission
- 17.3(8D) Transfer and disposal of assets
- 17.4(8D) Partnerships with private or public entities
- 17.5(8D) Circuit testing

CHAPTER 18

PROCEDURE FOR RULE MAKING

- 18.1(17A) Applicability
- 18.2(17A) Advice on possible rules before
notice of proposed rule
adoption
- 18.3(17A) Public rule-making docket
- 18.4(17A) Notice of proposed rule making
- 18.5(17A) Public participation
- 18.6(17A) Regulatory analysis
- 18.7(17A,25B) Fiscal impact statement
- 18.8(17A) Time and manner of rule adoption
- 18.9(17A) Variance between adopted rule
and published notice of
proposed rule adoption
- 18.10(17A) Exemptions from public
rule-making procedures
- 18.11(17A) Concise statement of reasons
- 18.12(17A) Contents, style, and form of rule
- 18.13(17A) Commission rule-making record
- 18.14(17A) Filing of rules
- 18.15(17A) Effectiveness of rules prior to
publication
- 18.16(17A) General statements of policy
- 18.17(17A) Review by commission of rules